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AUG 08 2003

Applicant: Chen, James

TECH CENTER 1600/2900

Serial No.: 09/760,362

Customer No. 24961

Confirmation No.: 1582

Filed: January 12, 2001

For: *Novel Treatment For Eye  
Disease*

Art Unit: 1644

Examiner: Huynh, P.N.

TRANSMITTAL LETTER

Commissioner for Patents  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith via hand delivery are a Supplemental Information Disclosure Statement, Form PTO-1449 (3 pages), the cited references, and a check for \$180 for filing in connection with the above-identified application.

The Commissioner is hereby authorized to charge any fee, including any submitted herewith if the attached check(s) is in the wrong amount or otherwise improper or missing, that may be due in connection with this and the attached papers, or with this application during its entire pendency to or to credit any overpayment to Deposit Account No. 50-1213. A duplicate of this sheet is enclosed.

Respectfully submitted  
HELLER, EHRMAN, WHITE & McAULIFFE LLP

By:

  
Stephanie Seidman  
Registration No. 33,779

Date July 30, 2003

Attorney Docket No.: 25886-0062

Address all correspondence to:

Stephanie L. Seidman, Esq.

HELLER, EHRMAN, WHITE & McAULIFFE  
4350 La Jolla Village Drive, 7th Floor

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN  
ACCORDANCE WITH 37 C.F.R. §§ 1.97-1.98**

U.S. Patent and Trademark Office  
Commissioner for Patents  
P.O. Box 1450  
Alexandria Va 22313-1450

Dear Sir:

Because this Supplemental Information Disclosure Statement is filed after receipt of a First Office Action on the merits for the above-captioned application, the filing fee of \$180 is enclosed. If no proper payment is enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-1213.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information

100-20050-581-07-1-98

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

The documents cited on the Forms PTO-1449 and supplied herewith are in the English language with the exception of Item AJ. Item AJ (International PCT Publication No. WO0052793), which is in the German language, is supplied with an English language equivalent (Item E). Hence, in accordance with the requirements of 37 C.F.R. § 1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

Applicant also makes known to the Office the following U.S. and international applications, which are commonly owned and/or have one or more inventors in common with the instant application.

U.S.S.N.	Filing Date	Publication No. or Issue No.	Publication or Issue Date	Docket No.
10/384,895	03/07/03			0044RI
10/385,378	03/07/03			0044BRI
09/592,150	06/12/00			0049
09/801,163	03/07/01			0052
10/351,730	01/23/03			0052
10/211,784	08/01/02	2002-0198576	12/26/02	0054C
09/271,575	03/18/99	6,602,274	08/05/03	0055
09/905,501	07/13/01	2002-0087205	07/04/02	0055B
10/317,269	12/10/02	2003-0109813	06/12/03	0055C
10/410,700	04/08/03			0055D
09/905,777	07/13/01	2002-0127230	09/12/02	0057
09/905,405	07/13/01	2003-0018371	01/23/03	0060
09/386,692	08/31/99	2003-0114434	06/19/03	0061
10/091,144	03/04/02			0066B

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Unassigned	07/02/03			0095
09/150,821	09/11/98			CHEN0079
09/910,364	07/20/01			CHEN0078
09/644,253	08/22/00			CHEN0132
10/021,891	12/12/01			CHEN0145

Int'l App. No.	Filing Date	Publication No.	Publication Date	Docket No.
PCT/US03/02303	01/23/03			0052PC
Unassigned	06/27/03			0094PC
Unassigned	07/02/03			0095PC
PCT/US02/28149	11/25/02			CHEN0187

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Chen

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Applicant respectfully requests that the Examiner review the foregoing references and information and that they be made of record in the file history of the above-captioned application.

\* \* \*

Respectfully submitted,  
HELLER, EHRLMAN, WHITE & McAULIFFE LLP

By:

  
Stephanie L. Seidman  
Registration No. 33,779

Date: July 30, 2003

Attorney Docket No. 25886-0062

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FORM PTO-1449

ATTY. DOCKET NO.  
25886-0062SERIAL NO.  
09/760,362CONFIRM. NO.  
1582LIST OF PATENTS AND PUBLICATIONS FOR  
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1644

\* If an asterisk is placed beside the reference number, a copy is NOT provided because the reference was previously cited by or submitted to the PTO in a prior application that is identified in the statement and relied upon for an earlier filing date under 35 U.S.C. 120, 37 C.F.R. § 1.98(d).

+ Derwent English language abstract and/or English translation provided.

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	*Ref. Code	DOCUMENT NUMBER						DATE	NAME	CLASS	SUB CLASS	FILING DATE	
	A	0	0	1	0	5	0	0	01/24/02	Chen	607	89	06/24/98
	B	0	0	1	8	3	7	1	01/23/03	Chen	607	88	07/13/01
	C	0	0	4	4	6	2	3	11/22/01	Chen	606	2	07/20/01
	D	0	0	4	9	5	0	2	12/06/01	Chen	604	167.06	11/25/98
	E	0	0	8	8	9	8	0	07/11/02	Wipiejewski	257	79	08/27/01
	F	0	1	2	7	2	2	4	09/12/02	Chen	424	130.1	03/04/02
	G	0	1	2	7	2	3	0	09/12/02	Chen	424	178.1	07/13/01
	H	0	1	9	8	5	7	6	12/26/02	Chen	607	88	12/26/02
	I	3	8	1	7	8	3	7	06/18/74	Rubinstein <i>et al.</i>	195	103.5	11/06/72
	J	4	3	7	4	9	2	5	02/22/83	Litman <i>et al.</i>	435	7	02/09/81
	K	4	7	5	3	9	5	8	06/28/88	Weinstein <i>et al.</i>	514	410	06/25/86
	L	4	8	6	1	8	7	6	08/29/89	Kessel	540	145	11/26/86
	M	4	9	6	1	9	2	0	10/09/90	Ward	424	9	05/16/89
	N	5	2	2	2	7	9	5	06/29/93	Hed	362	32	12/26/91
	O	5	5	0	3	6	3	7	04/02/96	Kyricos <i>et al.</i>	607	88	10/28/92
	P	5	5	7	6	0	1	3	11/19/96	Williams <i>et al.</i>	424	423	03/21/95
	Q	5	6	1	6	7	1	9	04/01/97	Davalian <i>et al.</i>	546	334	05/09/95
	R	5	6	1	8	7	3	2	04/08/97	Pease <i>et al.</i>	436	8	05/04/95
	S	5	6	2	4	9	0	9	04/29/97	Rao <i>et al.</i>	514	26	06/06/95
	T	5	7	7	0	6	1	9	06/23/98	Richter <i>et al.</i>	514	410	11/01/95
	U	5	8	5	5	8	6	6	01/05/99	Thorpe <i>et al.</i>	424	149	03/02/94
	V	5	9	7	6	5	3	5	11/02/99	Fritzberg <i>et al.</i>	424	182.1	06/06/95
	W	6	0	7	1	9	4	4	06/06/00	Rodgers <i>et al.</i>	514	408	11/12/97

EXAMINER: initial if citation considered. Checkmark if the Docket No. is incorrect. ~~Initial here if citation is not in conformance with next line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.~~

Title: NOVEL TREATMENT FOR EYE DISEASE

FORM PTO-1449

ATTY. DOCKET NO.  
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EXAMINER INITIAL	*Ref. Code	DOCUMENT NUMBER							DATE	NAME	CLASS	SUB CLASS	FILING DATE
	X	6	2	8	1	6	1	1	08/28/01	Chen <i>et al.</i>	310	171	04/11/00
	Y	6	4	1	6	5	3	1	07/09/02	Chen	607	89	06/24/98
	Z	6	4	5	4	7	8	9	02/18/03	Chen <i>et al.</i>	362	545	06/19/00
	AA	6	5	2	0	6	6	9	02/18/03	Chen <i>et al.</i>	362	545	06/19/00
	AB	6	5	5	4	8	5	3	04/29/03	Chen	607	00	07/20/01
	AC	6	5	8	0	2	2	8	06/17/03	Chen <i>et al.</i>	315	185 R	08/22/00

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	*Ref. Code	DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUB CLASS	Translation Yes No
	AD	0	0	1	2	5	3	8	03/09/00	PCT			
	AE	0	0	1	5	2	9	6	03/23/00	PCT			
	AF	0	0	4	1	7	2	5	07/20/00	PCT			
	AG	0	0	4	1	7	2	6	07/20/00	PCT			
	AH	0	0	4	1	7	2	7	07/20/00	PCT			
	AI	0	0	4	1	7	6	8	07/20/00	PCT			
	AJ	0	0	5	2	7	9	3	09/08/00	PCT			X
	AK	0	1	0	5	3	1	6	01/25/01	PCT			
	AL	0	1	1	5	6	9	4	03/08/01	PCT			
	AM	0	1	4	3	8	2	5	06/21/01	PCT			
	AN	0	1	5	1	0	8	7	07/19/01	PCT			
	AO	0	1	7	8	2	1	6	10/18/01	PCT			
	AP	0	1	7	8	4	5	8	10/18/01	PCT			
	AQ	0	1	9	8	7	0	8	12/27/01	PCT			

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NOVEL TREATMENT FOR EYE DISEASE

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	AR	0	2	1	7	6	9	0	02/28/02	PCT				
	AS	03	0	5	2	7	9	3	06/26/03	PCT				
	AT	9	4	0	9	8	5	1	05/11/94	PCT				
	AU	9	5	0	5	2	1	4	02/23/95	PCT				
	AV	9	6	3	7	2	5	5	11/20/96	PCT				
	AW	9	7	3	2	5	2	0	09/12/97	PCT				
	AX	9	8	0	4	3	1	7	02/05/98	PCT				
	AY	9	8	0	8	5	6	5	03/05/98	PCT				
	AZ	9	8	1	4	2	4	3	04/09/98	PCT				
	BA	9	8	2	4	5	1	0	06/11/98	PCT				
	BB	9	8	3	2	4	9	2	07/30/98	PCT				
	BC	9	8	3	2	4	9	3	07/30/98	PCT				
	BD	9	8	4	6	1	3	0	10/22/98	PCT				
	BE	9	8	5	0	0	3	4	11/12/98	PCT				
	BF	9	9	1	8	8	7	9	04/22/99	PCT				
	BG	9	9	2	0	3	4	6	04/29/99	PCT				
	BH	9	9	3	9	7	6	9	08/12/99	PCT				
	BI	9	9	6	6	9	8	8	12/29/99	PCT				

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

NONE

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